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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**
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8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 VICENTE WAYNE LADUA,

12 Defendant.
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Case No. 2:13-CR-00386-KJD-PAL

ORDER

14 Presently before the Court is Defense Counsel's Motion to Withdraw as Attorney (#60).
15 Judgement (#57) was entered against Defendant on February 3, 2015. It appears that Defendant
16 seeks to file a petition under 28 U.S.C. § 2255. Therefore, the Motion to Withdraw (#60) is
17 **GRANTED.**

18 Previously, the Court denied Defendant appointed counsel, because Defendant had not met
19 his burden in establishing that denial of counsel in his 2255 would amount to denial of due process.
20 The Court finds that Defendant has still not addressed this issue and therefore, has not met his burden
21 requiring the Court to appoint counsel for Defendant.

22 DATED this 25th day of April 2016.
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26 Kent J. Dawson
United States District Judge